

**CITY OF TAYLORSVILLE
CITY COMMISSION
REGULAR MEETING**

September 3, 2013

The City of Taylorsville City Commission held a Regular Meeting on Tuesday, September 3, 2013 at 5:00 p.m., at the City Hall Annex.

Present were:

Don Pay, Mayor
Beverly Ingram, Commissioner
Jack Proctor, Commissioner
Ellen Redmon, Commissioner
Kathy Spears, Commissioner

Staff present:

John Dale, Jr. City Attorney
Steve Biven, City Clerk
Harold Compton, Public Works Director

Randy McConnell, Comptroller
Toby Lewis, Police Chief
Lisa Ware, Co Treasurer

Item #1

Mayor Pay called the meeting to order at 5 p.m. with a moment of silence and then lead the group in a recital of the Pledge of Allegiance.

Item #2 – *Consent Calendar*

Motion made by Commissioner Spears and seconded by Commissioner Proctor to approve the Consent Calendar for August, 2013. This approved the minutes of the August 6, 2013 meeting with a change to Item #7 and on page 6 , August 13th, August 15th and August 20th Special Meetings with a change to Item #4, payment of General Fund and Water/Sewer Fund August 2013 bills and the fire report. **Motion carried 5 – 0.**

Item #3- *Comments by the Mayor*

Mayor Pay stated there was a KACO/KLC/ABC summit in Louisville and Mr. Dale would discuss it further in his legal session.

Item #4 – *Committee Reports*

a) Main Street (Annette King)

Mrs. King stated the Progressive Dinner is moving forward and tickets are now on sale for the event. She also stated that the committee would like to request that Main Cross/ Garrard Street to be closed between the Sheriff's Department and Liberty Tax Services and Main Cross/ Back Alley between the Courthouse and the Chamber of Commerce building the night of the Dinner.

Motion was made by Commissioner Spears and seconded by Commissioner Ingram to

allow Main Cross to be closed between the requested areas on September 28th for the Progressive Dinner. Motion carried 5-0.

Mrs. King stated that Mrs. Street has received an email regarding the park area across from city hall. It is verbal permission to proceed with work. In the next few days the committee would be marking for benches and planters. She also handed out the financial report as prepared by Scott Street and her time for the month of August. Mrs. King stated that the conference in Maysville was great. She and Mrs. Street plan on presenting a quick overview of everything that went on during the conference. **Motion was made by Commissioner Spears and seconded by Commissioner Ingram to approve Mrs. King's time for the month of August. Motion carried 5-0.**

Item #5 - Public Comment

a) Evelyn McKemie wanted to advise the commission that she has filed a complaint with the Board of Ethics regarding Record Retention.

Item #6 – Old Business

a) Business License Ordinance – Commissioner Ingram stated that Mr. Dale has been working on the ordinance. He is asking the commission to take a look at the draft he has drawn up.

Item #7 – New Business

a) Julie Sweazy with Planning and Zoning was present to have the first reading of a rezoning at 408 and 410 Garrard Street. The commission will be asked to approve a rezoning by Stephen L. Goodlett requesting R-2, multifamily residential to B-2, commercial on two city lots located at 408 and 410 Garrard Street, as discussed in the attached minutes. The property is located between Spencer County Insurance and the First Assembly of God Church. Mr. Goodlett would like to keep one house as a home and place his office in the red brick house and possibly place storage units there later on. Commissioner Proctor voiced his concern that when the new bridge comes in it would impact the piece of ground Mr. Goodlett would like to rezone. The commission expressed some concerns to the rezoning and how it pertains to the floodwall. Mrs. Sweazy explained that all the properties around the mentioned addresses are already zoned commercial. The commission has (ninety) 90 days to response. This served as the first reading of the rezoning and the second reading would be October 1, 2013.

b) Clerk Biven stated that the Sanitation Contract with Rumpke would expire December 31, 2013. There was an Addendum in the commissioner's packet stating the terms of this contract extension shall be for two (2) years effective January 1, 2014 through December 31, 2015. **Motion was made by Mayor Pay and seconded by Commissioner Proctor to extend the Sanitation Contract with Rumpke for two (2) years. Motion carried 5-0.**

c) Bobby Smith, Spencer Co. (Ky) Levee, Flood Control & Drainage Dist. #1 was present to request as the Levee Commissioner, that any records pertaining to the Levee not be destroyed. Mayor Pay asked Clerk Biven if any of the records pertaining to the levee had been destroyed. Clerk Biven stated that no records have been destroyed. Mr. Dale stated that the minutes are not being destroyed just the tapes. He said that the tapes are not the official records.

d) Department Reports

i) Financial Report -Randy McConnell, City Comptroller provided the commission with a Cash Analysis Report and Overtime Report. The Deposit Collateral Report was not ready as of the meeting time.

We are currently having Monthly Meetings with Department Heads to review Financial Results and discuss any other financial issues. The next meeting is Wednesday September 11 at 10:00 A.M. This is a work session and the commission is welcome to attend. We can alter the hours in the future to accommodate you if necessary.

Y-T-D Insurance Premium Revenue is \$41,723. Revenue remains very flat.

Year to Date Occupational License Receipts are \$74,723.

The Cumulative City Contribution to the Hazard Mitigation Project is \$21,967.

Remaining Balance Highview Road Maintenance Bond - \$7,944.

Expenses

Y-T-D Street Repair and Maintenance Expenses is \$365.

Police Overtime is \$3,777 over Budget offset by a federal reimbursement of \$1,714 and lower Salary Costs.

Water and Sewer Enterprise Fund - Revenues

Year to Date Water Revenue of \$592,163 is \$2,837 under Budget.

Year to Date Meter Set Revenue of \$24,100 is \$10,100 over Budget.

Year to Date Sewer Revenue of \$56,931 is \$1,736 under Budget.

Year to Date Sewer Impact Fees of 6,917 are \$917 over Budget.

Expenses

Maintenance and Repairs - Water of \$8,134 is \$2,301 over Budget.

Year to Date Louisville Water Expense of \$179,510 is \$343 over Budget.

The Road Aid Fund Balance is currently \$116,696.

ii) Public Safety – Chief Lewis stated that there was an overtime report; regular schedule and the SRO schedule are in the commissioner's packet. The SRO program is going great so far. Officer Mills and Officer Bledsoe handled the month of August. Officer Damon Jewell is back working now so he has replaced Officer Bledsoe as SRO officer for September. Officer Bledsoe will still have some SRO hours at the end of the month.

Code Enforcement activity is low right now because of Officer Bledsoe covering as SRO officer. The Class Ds program will be operating on an overtime basis, due to Officer Schultz being off. Chief Lewis stated they could not really use the part-time officers because they have to work less than 100 hours a month for retirement purposes.

Chief Lewis said that there is a 5K run planned for October 2nd, 2013 as part of the OctoberFest this year. This is in association with the Lane Goodwin Association. This will impact the Highway 44 traffic.

OctoberFest will be Friday and Saturday, October 4th and 5th, 2013, starting at 4:00p.m until midnight on the 4th and from 8:00am until midnight on the 5th. The street closures will be the same as in past years. Main Street will be closed from Jefferson Street to Washington Street both days in addition to Highway 55 and Main Street being closed on Saturday for the parade. They will reopen after the parade except for Main Street between Jefferson and Washington Streets. **Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to allow Main Street to be closed during said mentioned times above for the OctoberFest activities on October 4th and 5th. Motion carried 5-0.**

Chief Lewis stated that Main Street would also need to close for the Trick or Treat on Main activities on October 31st. **Motion was made by Commissioner Spears and seconded by Commissioner Proctor to allow Main Street to be closed Thursday, October 31, 2013 for the Halloween on Main activities. Motion carried 5-0.**

Chief Lewis stated the Kentucky State Police have the new radio equipment in and the fire department is switching over to the P25s also, so they are putting in their equipment at the same time and said all the tower work and everything should be done within the next two weeks, they should be operational within two weeks.

Clerk Biven stated that there were guidelines in the commissioner's packet pertaining to the Class Ds. **Motion was made by Commissioner Ingram and seconded by Commissioner Spears to adopt the Class D guidelines.** Chief Lewis recommended making some changes to number 6, 8 and 11. He would recommend that number 6 read 'No officer on city patrol duty is to transport unless there is adequate police coverage of the city', number 8 he recommends reads 'No Class D's allowed inside the Police Department without police supervision, and number 11 he recommends reads 'No Class D in Water Department garage without a Water Department employee or police officer. After some discussion, **Motion was made by Commissioner Ingram and seconded by Commissioner Spears to adopt the Class D Guidelines with the three changes as discussed. Motion carried 5-0.**

iii) Utility – Harold Compton stated that as soon as they get some of the small things done, they will be taking care of Mount Washington Road. He said the sewer jetter will be used more in the next month and he invited the commissioners to come and see how it operates.

They are going to try to take care of Settler's Trace in their spare time, hopefully in the next week or so.

Clerk Biven mentioned that he has asks the state about sweeping the streets before the Progressive Dinner, Halloween and Homecoming (OctoberFest). They will take care of just the state roads. He has also asked Sweep All for a quote based on what they did last year. He has not received any information from them yet.

Mayor Pay mentioned that he has spoken with Judge Karrer about the Settler's Trace improvements. Judge Karrer is going to speak with Fiscal Court about helping the City out on this project.

iv) General Government – There were no issues for General Government to discuss.

e) There was no New Business at this time.

Item #8 – *Legal (City Attorney) John D. Dale*

a) Mr. Dale stated there is a gentleman that has contacted him and Clerk Biven concerning the signs outside of the buildings pertaining to not carrying concealed deadly weapons in the buildings. Mr. Dale stated that if the city wanted to continue with that policy then they would need to do an ordinance and there is a proposed ordinance in the file. Steven McBride was present to represent the Kentucky Concealed Carry Coalition. Mr. McBride was interested in what the city was going to do about the policy. **Motion was made by Commissioner Redmon and seconded by Commissioner Proctor to do the ordinance to prohibit the carrying of concealed deadly weapons in City buildings.** Commissioner Proctor, Commissioner Spears, Commissioner Ingram and Commissioner Redmon voted in favor. Mayor Pay opposed. Motion carried 4-1. This served as the first reading.

Mr. Dale said he has developed a Memorandum based on the new legislation revamping the Alcohol Beverage Laws. Mr. Dale understands that the county revenue is about \$5,000 a year. The commission would like to see examples of what other Cities/ Counties have done. **Motion was made by Commissioner Ingram and seconded by Commissioner Spears to have someone from Kentucky League of Cities meet with the City commission to help develop a plan that will work for the City.** Motion carried 5-0.

Mr. Dale stated that he and Clerk Biven were going to try to talk to the hotel about being annexed into the City now.

Item #9 – *Elected Official Comments (Mayor & City Commissioners)*

Commissioner Proctor commented that the golf course would like to hook up to the sewers.

ADJOURN TO EXECUTIVE SESSION

Item #10 - **Motion was made by Mayor Pay and seconded by Commissioner Spears to adjourn to Executive Session under provisions of KRS 61.810 (1) (b) Deliberations on the**

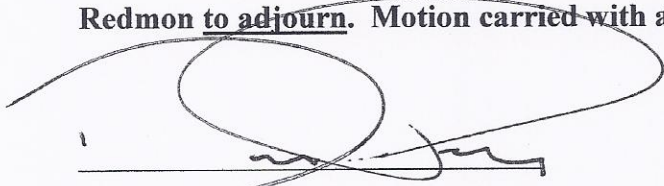
future acquisition or sale of real property by a public agency (c) Discussions of proposed or pending litigation against or on behalf of the public agency (f) Discussions or hearings which might lead to the appointment, discipline, or dismissal of an individual employee. Motion carried with 5-0.

RETURN TO OPEN SESSION

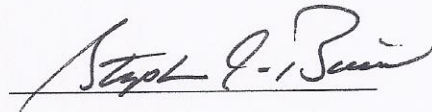
Item #11 – Motion was made by Commissioner Proctor and seconded by Commissioner Redmon to return to open session. Motion carried 5-0.

ADJOURN MEETING

Item # 12- Motion was made by Commissioner Spears and seconded by Commissioner Redmon to adjourn. Motion carried with a vote of 5-0.

A large, stylized handwritten signature in black ink, appearing to read 'Don Pay', written over a horizontal line.

Don Pay, Mayor

A handwritten signature in black ink, appearing to read 'Stephen A. Biven', written over a horizontal line.

Stephen A. Biven, City Clerk